

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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H. WARSHOW & SONS, INC.,

Civil Action No. 07 cv 4611 (LLS)

Plaintiff,

NOTICE OF MOTION

-against-

ROKA APPAREL PRODUCTS, LLC

Defendant.
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PLEASE TAKE NOTICE, defendant will move before the Honorable Louis L. Stanton in Courtroom 21CD, in the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York, for an Order pursuant to Fed. R. Civ. P. 12(b)(1), dismissing the amended complaint for lack of subject matter jurisdiction or, in the alternative, staying this action in favor of a related parallel action pending in Florida.

Dated: New York, New York
August 1, 2007

Respectfully submitted,

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